



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/902,749

Confirmation No.: 9603

In re Application of:

Group Art Unit: 1661

ROBERT NOODELIJK *et al.*

Examiner: Hwu, June

Filed: July 12, 2001

Attorney Docket: 28967.0112

For: CHRYSANTHEMUM PLANT NAMED "SUNNY ELITE"

NOTICE OF APPEAL

US Patent and Trademark Office
Customer Service Window - **Mail Stop AF**
Randolph Building
401 Dulany Street
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated **November 29, 2006**, finally rejecting claim 1.

The PTO is authorized to charge the amount of **\$250.00** to cover the necessary fee (small entity) under 37 CFR 41.20(b)(1) to Deposit Account No. 19-4293. Please apply any other charges or credits as necessary to said Deposit Account No. 19-4293.

Respectfully submitted,

Roger W. Parkhurst
Registration No. 25,711

Date: **May 29, 2007**

STEPTOE & JOHNSON L.L.P.
1330 Connecticut Avenue, N.W.
Washington, DC 20036
Telephone: (202) 429-3000
Facsimile: (202) 429-3902

05/30/2007 SZEWDIE1 00000045 194293 09932749
01 FC:2401 250.00 DA